IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

TUESDAY THE EIGHTEENTH DAY OF APRIL TWO THOUSAND AND SIX
: PRESENT:
THE HONOURABLE SRI JUSTICE: **C.Y.SOMAYAJULU**

A.S. No. 1263 of 1988

(Appeal under Section 96 Order 41 Rule 1 of C.P.C. against the Judgement and decree of the court of the Principal Sub. Judge, R.R.District at Saroornagar made in O.S. No. 205 of 1983 dated 30-03-1988)

Between:

1. Smt. K.Anasuya, W/o. K.Si8vaiah (Died per LRs Appelants 2 & 3)
2. Ramulamma, W/o. Janardhan
3. P.Nagamani, W/o. P.Narasimha.

(Appellants 2 & 3 is brought on record as LRs of deceased Appellant No.1 vide court order dt. 29-09-04 in CMP.No. 12651/04)

Appellants

AND

1. Udari Narsimha, S/o. Late Agaiah (Died per LRs of RRs 3 to 7)
2. Udari Yadagiri, S/o. U.Narsimha, R/o. Edulabad, Tq. Hayathnagar, R.R.district.
3. Udari Ramulamma
4. Udari Yadagiri
5. Udari Satyanarayana
6. Udari Papaiah
7. Udari Krishna.

(3 to 7 are Residents of Edulabad Village, Ghatkesar Mandal, R.R.District.)
(Respondents Nos. 3 to 7 are brought on record as LRs of the deceased Respondent No.1, vide court order dated. 10-3-2003 in CMP.No. 3370/2003)

Respondents

This Appeal coming on for hearing and upon perusing the Memo of Grounds filed herein and upon hearing the arguments of Sri C.Malla Reddy, Advocate for the Appellants and of Sri C.Narsimha Charya, Advocate for the Respondent No.2 and of Sri J.Prabhakar, Advocate for the Respondents 3 to 7.

The Court made the following **ORDER:**

" While hearing the learned counsel for the appellant, it is found that in paragraph – 5 of the judgment of the trial court it is stated that Exs A1 to A14 are marked on behalf of the plaintiff. But the appendix of evidence to the judgment of the trial court shows only Exs. A1 to A.9 are marked. So, I verified the docket maintained by the trial court and found that on 20-01-1986 IA.No. 12 of 1988 was allowed subject to proof and relevancy and that PW4 was examined in chief and that Ex. A10 was marked and case was posted to 10-02-1986 for Cross-examination of PW4 at request. So, it is clear that Ex. A10 was marked on 20-1-1986. Therefore, address the trial court to send IA.No. 12 of 1988 and Exs A.10 to A.14 referred to in the para-5 of the judgment of the trial court, immediately and also call for remarks as to why all the exhibits marked are not mentioned in the appendix of evidence, and are not send to this court as it is found that only Ex.A1 to A8 are sent, call for Ex A9 also.

Post on 21-04-2006."

SD/- M.SIVA NARAYANA
ASSISTANT REGISTRAR

// TRUE COPY //
for ASSISTANT REGISTRAR

To

1. The Principal Sub. Judge, R.R.District at Saroornagar. (**By Spl. Messenger**)
2. Udari Yadagiri, S/o. U.Narsimha, R/o. Edulabad, Tq. Hayathnagar, R.R.district.
3. Udari Ramulamma
4. Udari Yadagiri
5. Udari Satyanarayana
6. Udari Papaiah
7. Udari Krishna.

(3 to 7 are Residents of Edulabad Village, Ghatkesar Mandal, R.R.District.)

8. The Section Officer, V.R.Section, High Court of A.P.Hyderabad.
9. One CC to Sri C.Malla Reddy, Advocate(OPUC)
10. One spare copy.

SAH

HIGH COURT

JC.J &
TGK.J

DATE: 29-3-2004

ORDER

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A. S. No. 457 of 2004

INTERIM STAY

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HIGH COURT

DRAFTED BY : TKK
DRAFTED ON : 5-4-2004

JC.J &
TGK.J

DATE: 29-3-2004.

NOTE: Post after 4 weeks.

ORDER

INTERIM STAY

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